

**United States District Court**  
For the Northern District of California

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2 Arce,

No. CV09-01168 JSW

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4 Plaintiff,

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7  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

v.

8 City of Richmond,

9 Defendant.

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12  
**ORDER SCHEDULING TRIAL AND**  
**PRETRIAL MATTERS**

13 Following the Case Management Conference, IT IS HEREBY ORDERED that the Case  
14 Management Statement is adopted, except as expressly modified by this Order. It is further  
15 ORDERED that:

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**A. DATES**

Trial Date: 6/1/2010, at 8:30 a.m., 2 weeks

Pretrial Conference: Monday, 5/3/2010, at 2:00 p.m.

Last Day to Hear Dispositive Motions: Friday, 2/19/2010, 9:00 a.m.

Last Day for Expert Discovery: 1/22/2010

Last Day for Expert Disclosure: 12/22/2009

Close of Non-expert Discovery: 12/7/2009

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**B. DISCOVERY**

24 The parties are reminded that a failure voluntarily to disclose information pursuant to  
25 Federal Rule of Civil Procedure 26(a) or to supplement disclosures or discovery responses  
26 pursuant to Rule 26(e) may result in exclusionary sanctions. Thirty days prior to the close of  
27 non-expert discovery, lead counsel for each party shall serve and file a certification that all  
28 supplementation has been completed.

1           **C. ALTERNATIVE DISPUTE RESOLUTION**

2           This matter is referred for an Early Neutral Evaluation to be conducted October 26,  
3 2009. The parties shall promptly notify the Court whether the case is resolved at the Early  
4 Neutral Evaluation.

5           **D. PROCEDURE FOR AMENDING THIS ORDER**

6           No provision of this order may be changed except by written order of this court upon its  
7 own motion or upon motion of one or more parties made pursuant to Civil. L. R. 7-1 or 7-1-(b)  
8 without a showing of very good cause. If the modification sought is an extension of a deadline  
9 contained herein, the motion must be brought before expiration of that deadline. The parties  
10 may not modify the pretrial schedule by stipulation. A conflict with a court date set after the  
11 date of this order does not constitute good cause. The parties are advised that if they stipulate to  
12 a change in the discovery schedule, they do so at their own risk. The only discovery schedule  
13 that the Court will enforce is the one set in this order. Additionally, briefing schedules that are  
14 specifically set by the court may not be altered by stipulation; rather the parties must obtain  
15 leave of Court.

16           **IT IS SO ORDERED.**

17           Dated: June 29, 2009

  
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**JEFFREY S. WHITE**  
19           UNITED STATES DISTRICT JUDGE